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FM AMEMBASSY MANAGUA
TO RUEHC/SECSTATE WASHDC 2710
INFO RUEATRS/DEPT OF TREASURY WASHINGTON DC
RUEHZA/WHA CENTRAL AMERICAN COLLECTIVE

UNCLAS MANAGUA 000717

STATE FOR WHA/CEN, EB/IFD/OIA, AND L/CID
STATE ALSO FOR WHA/EPSC
STATE PASS TO USTR
TREASURY FOR INL AND OWH

SIPDIS

E.O. 12958: N/A
TAGS: [EINV](#) [ECON](#) [USTR](#) [KIDE](#) [NU](#)
SUBJECT: NICARAGUA: AMCIT PROPERTY CLAIMS MONTHLY UPDATE: MAY 2008

REF: MANAGUA 564

SUMMARY

1. In May 2008, the Government of Nicaragua (GON) reported the resolution of 9 Embassy registered property claims. With the inclusion of these 9 claims resolved in May, the GON has so far resolved 21 claims during the 2007-2008 waiver year. The Property Office database now includes 647 unresolved registered property claims belonging to 305 Amcits. To date, most resolutions have involved compensation via government-issued indemnification bonds

("bonos de pago de indemnizacion" or BPIS). As of May 31, 2008, the GON has issued BPIS with a face value of \$336,998,984 to Embassy-registered claimants. Since taking office in January 2007, the Ortega administration has resolved a total of 26 claims, 21 during this waiver year.

EMBASSY-REGISTERED CLAIMS RESOLVED IN MAY 2008

2. On May 20, 2008, Attorney General Hernan Estrada provided the Embassy a copy of the final settlement document or "finiquito" signed on March 27, 2008, by U.S. citizen Vicky del Carmen Trejos de Enciso. Mrs. Trejos received BPIS worth 1,677,100 cordobas, approximately \$86,918.89. We have updated our database to reflect this settlement.

| Claimant | Type of Claim | No. of Claims | Type of Resolution |
|------------------|---------------|---------------|--------------------|
| Vicky del Carmen | Land | 1 bonds | |

3. On May 20, 2008, Attorney General Estrada provided the Embassy a copy of the finiquito signed on April 16, 2008, by U.S. citizen Susan Patricia Aguerri, legal representative and share holder of the company "Inmuebles El Socorro." Mrs. Aguerri received BPIS worth 5,575,000 cordobas, approximately \$288,934.95. We have updated our database to reflect this settlement.

| Claimant | Type of Claim | No. of Claims | Type of Resolution |
|---------------|---------------|---------------|--------------------|
| Susan Aguerri | Land | 1 bonds | |

4. On May 20, 2008, Attorney General Estrada provided the Embassy a copy of the finiquito signed on April 29, 2008, by U.S. citizen Dora Arguello. Mrs. Arguello received BPIS worth 1,018,300 cordobas, approximately \$52,775.33. We have updated our database to reflect this settlement.

| Claimant | Type of Claim | No. of Claims | Type of Resolution |
|---------------|---------------|---------------|--------------------|
| Dora Arguello | Land | 1 | bonds |

15. On May 20, 2008, Attorney General Estrada, provided the Embassy a copy of the finiquito signed on May 9, 2008, by U.S. citizen Adolfo Riedel. Mr. Riedel received BPIS worth 930,200 cordobas, approximately \$48,209.38. We have updated our database to reflect this settlement.

| Claimant | Type of Claim | No. of Claims | Type of Resolution |
|---------------|---------------|---------------|--------------------|
| Adolfo Riedel | Land | 1 | bonds |

16. On May 23, 2008, Attorney General Estrada provided the Embassy Property Office a copy of the finiquito signed on May 20, 2008, by Fabiola Ibarra Gonzalez, legal representative of the heirs of U.S. citizen Gilberto Rosales. The heirs of Mr. Rosales received BPIS worth 138,300 cordobas, approximately \$7,167.66. We have updated our database to reflect this settlement.

| Claimant | Type of Claim | No. of Claims | Type of Resolution |
|------------------|---------------|---------------|--------------------|
| Gilberto Rosales | Land | 3 | bonds |

17. On May 2, 2008, Attorney General Estrada provided the Embassy a copy of the finiquito signed on May 26, 2008, by Violeta Barquero, legal representative of U.S. citizen Guillermo Barquero. Mr. Barquero received BPIS worth 3,600,300 cordobas, approximately \$186,592.38. We have updated our database to reflect this settlement.

| Claimant | Type of Claim | No. of Claims | Type of Resolution |
|--------------------|---------------|---------------|--------------------|
| Guillermo Barquero | Land | 2 | bonds |

STATUS OF AMCIT PROPERTY AS OF 05/31/08

18. The following is a snapshot of current U.S. citizen property claims. The Embassy maintains separate databases for claims registered before and after the July 31, 2005, deadline in the Consolidated Appropriations Act.

| EMBASSY-REGISTERED CLAIMS | NUMBER |
|----------------------------------|--------|
| Total Amcits with pending claims | 305 |

| | |
|---------------------------------------|-----|
| Total Amcit claims pending resolution | 647 |
|---------------------------------------|-----|

| EMBASSY-REGISTERED CLAIMS BY CALENDAR YEAR | NUMBER |
|--|--------|
| Claims resolved in calendar year 2008 | 16 |
| Claims resolved in calendar year 2007 | 10 |
| Claims resolved calendar year 2006 | 81 |
| Claims resolved calendar year 2005 | 126 |
| Claims resolved calendar year 2004 | 218 |
| Claims resolved calendar year 2003 | 243 |
| Claims resolved calendar year 2002 | 125 |
| Claims resolved calendar year 2001 | 175 |

| | |
|------------------------------------|----|
| Claims resolved calendar year 2000 | 70 |
|------------------------------------|----|

| | |
|---|--------|
| EMBASSY-REGISTERED CLAIMS RESOLVED BY WAIVER YEAR | NUMBER |
|---|--------|

| | |
|---|-----|
| Registered claims resolved so far in 2007-08 (waiver year: August 1, 2007 - July 31, 2008) | 21 |
| Registered claims resolved 2006-07 waiver year | 34 |
| Registered claims resolved 2005-06 waiver year | 86 |
| Registered claims resolved 2004-05 waiver year | 187 |
| Registered claims resolved 2003-04 waiver year | 214 |
| Registered claims resolved 2002-03 waiver year | 183 |
| Registered claims resolved 2001-02 waiver year | 160 |
| Registered claims resolved 2000-01 waiver year | 142 |
| Registered claims resolved 1999-00 waiver year | 77 |
| Registered claims resolved 1998-99 waiver year | 156 |
| Registered claims resolved 1997-98 waiver year | 204 |
| Registered claims resolved 1996-97 waiver year | 145 |

| | |
|---|--------|
| EMBASSY-REGISTERED CLAIMS UNDER GON CONTROL | NUMBER |
|---|--------|

| | |
|---|-----|
| Total Amcit properties under GON control (subject to revision) | 54 |
| GON-held claims resolved 2007-08 waiver year | 0 |
| GON-held claims resolved 2006-07 waiver year | 0 |
| GON-held claims resolved 2005-06 waiver year | 3 |
| GON-held claims resolved 2004-05 waiver year | 16 |
| GON-held claims resolved 2003-04 waiver year | 12 |
| GON-held claims resolved 2002-03 waiver year | 11 |
| GON-held claims resolved 2001-02 waiver year | 26 |
| GON-held claims resolved 2000-01 waiver year | 2 |
| GON-held claims resolved 1999-00 waiver year | 2 |
| GON-held claims resolved 1998-99 waiver year | 5 |
| GON-held claims resolved 1997-98 waiver year | 29 |
| GON-held claims resolved (total) | 176 |

| | |
|---|--------|
| CLAIMS DISMISSED BY GON DURING THE 2007-08 WAIVER YEAR | NUMBER |
|---|--------|

| | |
|---------------|----|
| MARCH 2008 | 63 |
| FEBRUARY 2008 | 21 |
| JANUARY 2008 | 34 |
| NOVEMBER 2007 | 18 |

| | |
|---|--------|
| COURT DECISION AGAINST CLAIMANT (CLAIM WITHDRAWN BY AMCIT) | NUMBER |
|---|--------|

| | |
|--|-----------------|
| ----- | ----- |
| | 9 |
| CLAIMS WITHDRAWN BY AMCIT (PROPERTY UNDER AMCIT CONTROL) ----- | NUMBER ----- |
| | 1 |
| CLAIMS WITHDRAWN BY AMCIT (LACK OF SUPPORTING DOCUMENTS) ----- | NUMBER ----- |
| | 1 |
| TOTAL CLAIMS RESOLVED BY LAND SWAPS ----- | NUMBER ----- |
| | 6 |
| TOTAL CLAIMS COMPENSATED IN BONDS (face value of bonds \$337.00 million) ----- | NUMBER ----- |
| | 1,871 |
| NON-REGISTERED RESOLUTIONS BY WAIVER YEAR ----- | NUMBER ----- |
| Non-registered resolutions 2007-08 waiver year | 0 |
| Non-registered resolutions 2006-07 waiver year | 12 |
| Non-registered resolutions 2005-06 waiver year | 30 |
| Non-registered resolutions 2004-05 waiver year | 0 |
| Non-registered resolutions 2003-04 waiver year | 6 |
| Non-registered resolutions 2002-03 waiver year | 22 |
| Non-registered resolutions 2001-02 waiver year | 93 |
| Non-registered resolutions 2000-01 waiver year | 300 |
| Non-registered resolutions 1999-00 waiver year | 455 |
| Non-registered resolutions 1998-99 waiver year | 310 |
| Non-registered resolutions 1997-98 waiver year | 230 |
| Non-registered resolutions 1996-97 waiver year | 208 |
| NON-WAIVER CLAIMS REGISTERED AFTER JULY 31, 2005 | NUMBER |
| ----- | ----- |
| Total Amcit claimants registered with Embassy | 12 |
| Total Amcit claims pending resolution | 18 |
| TRIVELLI | |